

Application No.	09/989,932
Applicant	Sy, Bon K.
Filed	11/21/2001
Title	TIME-BASED SOFTWARE LICENSING APPROACH
TC/A.U.	3621
Examiner	BACKER, FIRMIN
Docket No.	BKS-834

Honorable Commissioner for Patents
P.O. Box 1450
5 Alexandria, VA 22313-1450

RESPONSE

Sir:

10 In reply to the Notification of Non-Compliant Appeal Brief of June 19,
2006, please find the response as follows:

Substitute Appeal Brief (22 pages)

Remarks/Arguments begin on page 2 of this paper.

15 This is in response to the Notification of Non-Complaint Appeal Brief
mailed June 19, 2006, and having a response due date initially set for July 19,
2006. The enclosed substitute Appeal Brief and remarks are respectfully
submitted. Reconsideration is respectfully requested.

CERTIFICATE OF MAILING OR TRANSMISSION

20 I hereby certify that this paper is being deposited with the United States
Postal Service with sufficient postage for first class mail in an envelope
addressed to the Commissioner for Patents, PO Box 1450, Alexandria, Virginia
22313-1450, or being facsimile transmitted to the USPTO, on the date indicated
below:

Date 06/29/2006

25


Peter J. Mikesell, Reg. No. 54,311

REMARKS

This reply is being entered in response to the Notification of Non-Compliant Appeal Brief of June 19, 2006. In this Notification, the Examiner made the following objections and rejections:

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1. The Examiner alleged the Brief did not contain a concise explanation of the subject matter defined in each of the independent claims.

10 On June 21, 2006 at approximately 12:30 PM, applicant's agent placed phone call to Examiner Backer. The Examiner's objections were discussed. A draft of a selected pages from the proposed Brief was faxed to the Examiner.

On June 21, 2006 at approximately 2:52 PM the Examiner contacted applicant's agent and disagreed with the proposed revision. The agent proposed
15 alternative phrasing and faxed a revision to the Examiner.

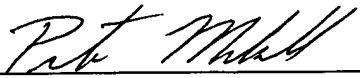
On June 29, 2006 at approximately 10:20 AM, the Examiner contacted the applicant's agent and agreed to accept the Brief in its current form. Such a revised Brief is filed herewith.

Applicants respectfully request considering by the Appeal Conference and
20 thereafter the Board. If, for any reason, the Patent Examiner believes that a telephone conference with applicants' agent might in any way facilitate the prosecution of this case, the Examiner is respectfully requested to call the undersigned.

To the extent necessary, please charge any shortage in fees due in
25 connection with the filing of this paper, including extension of time fees, to Deposit Account 50-2753 and credit any excess fees to such deposit account. If necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made.

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Respectfully submitted,
Howard J. Greenwald P.C.

By 
Peter J. Mikesell
Reg. No. 54,311
Telephone (585) 387-0285
Fax (585) 387-0288